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- additional counsel on signature page -

**UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA**

LOI TRAN, Individually and on Behalf  
of All Others Similarly Situated,

Plaintiff,

v.

THIRD AVENUE MANAGEMENT  
LLC; THIRD AVENUE TRUST; M.J.  
WHITMAN; DAVID M. BARSE;  
JACK W. ABER; WILLIAM E.  
CHAPMAN, II; LUCINDA FRANKS;  
EDWARD J. KAIER; MARVIN  
MOSER; ERIC RAKOWSKI;  
MARTIN SHUBIK; CHARLES C.  
WALDEN; VINCENT J. DUGAN; W.  
JAMES HALL III; MICHAEL  
BUONO; THOMAS LAPOINTE;  
NATHANIEL KIRK; EDWIN TAI;  
and JOSEPH ZALEWSKI,

Defendants.

No. 2:16-cv-00602-MWF-SS

**NOTICE OF MOTION AND MOTION  
OF THIRD AVENUE INVESTOR  
GROUP FOR CONSOLIDATION,  
APPOINTMENT AS LEAD  
PLAINTIFF AND APPROVAL OF  
COUNSEL**

DATE: May 2, 2016

TIME: 10:00 am

JUDGE: Michael W. Fitzgerald

CTRM: 1600 – Sixteenth Floor

INTER-MARKETING GROUP USA,  
INC., Individually and on Behalf of All  
Others Similarly Situated,

Plaintiff,

v.

THIRD AVENUE TRUST, THIRD  
AVENUE MANAGEMENT LLC,  
MARTIN J. WHITMAN, DAVID M.  
BARSE, VINCENT J. DUGAN,  
WILLIAM E. CHAPMAN, II,  
LUCINDA FRANKS, EDWARD J.  
KAIER, ERIC RAKOWSKI, MARTIN  
SHUBIK, CHARLES C. WALDEN  
and PATRICK REINKEMEYER,

Defendants.

No. 2:16-cv-00736-MWF-SS

- caption continued on following page -

1 SCOTT MATTHEWS, Individually and  
2 on Behalf of All Others Similarly  
Situating,

Plaintiff,

3 v.

4  
5 THIRD AVENUE MANAGEMENT  
6 LLC; THIRD AVENUE TRUST; M.J.  
7 WHITMAN; DAVID M. BARSE; JACK  
8 W. ABER; WILLIAM E. CHAPMAN, II;  
9 LUCINDA FRANKS; EDWARD J.  
10 KAIER; MARVIN MOSER; ERIC  
11 RAKOWSKI; MARTIN SHUBIK;  
12 CHARLES C. WALDEN; VINCENT J.  
DUGAN; W. JAMES HALL III;  
MICHAEL BUONO; THOMAS  
LAPOINTE; NATHANIEL KIRK;  
EDWIN TAI; and JOSEPH ZALEWSKI,

13 Defendants.

No. 2:16-cv-00770-MWF-SS

14 SUPRABA BHAT, Individually and on  
15 Behalf of All Others Similarly Situated,

Plaintiff,

16 v.

17 THIRD AVENUE MANAGEMENT  
18 LLC; THIRD AVENUE TRUST; M.J.  
19 WHITMAN; DAVID M. BARSE; JACK  
20 W. ABER; WILLIAM E. CHAPMAN, II;  
21 LUCINDA FRANKS; EDWARD J.  
22 KAIER; MARVIN MOSER; ERIC  
23 RAKOWSKI; MARTIN SHUBIK;  
24 CHARLES C. WALDEN; VINCENT J.  
DUGAN; W. JAMES HALL III;  
MICHAEL BUONO; THOMAS  
LAPOINTE; NATHANIEL KIRK;  
EDWIN TAI; and JOSEPH KALEWSKI,

25 Defendants.

No. 2:16-cv-00904-MWF-SS

**TO: ALL PARTIES AND THEIR COUNSEL OF RECORD**

**PLEASE TAKE NOTICE** that Robert Bates, Scott Matthew, and Chad S. Miller (collectively, the “Third Avenue Investor Group”), by and through their counsel, will and do hereby move this Court, pursuant to Section 21D(a)(3)(B) of the Securities Exchange Act of 1934, 15 U.S.C. § 78u-4(a)(3)(B), as amended by the Private Securities Litigation Reform Act of 1995 (the “PSLRA”), and Rule 42 of the Federal Rules of Civil Procedure, on May 2, 2016, at 10:00 am, for an Order filed contemporaneously with this motion: (1) consolidating the above-captioned actions for all purposes; (2) appointing the Third Avenue Investor Group as Lead Plaintiff on behalf of all persons who purchased or otherwise acquired securities of Third Avenue Focused Credit Fund between March 1, 2013 and December 10, 2015, both dates inclusive; (3) approving Lead Plaintiff’s selection of Pomerantz LLP as Lead Counsel for the Class; and (4) granting such other and further relief as the Court may deem just and proper.<sup>1</sup>

In support of this motion, the Third Avenue Investor Group submits a Memorandum of Points and Authorities, the pleadings and other filings herein, and such other written and oral arguments as may be presented to the Court.

Dated: March 29, 2016

**POMERANTZ LLP**

*/s/ Jennifer Pafiti*

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<sup>1</sup> Local Rule 7-3 requires a conference of counsel prior to filing motions. Due to the PSLRA’s lead plaintiff procedure, however, the Third Avenue Investor Group will not know which other class members may move for appointment as Lead Plaintiff until after all the movants have filed their respective motions. Under these circumstances, the Third Avenue Investor Group requests that the conferral requirement of Local Rule 7-3 be waived.

**POMERANTZ LLP**

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*Counsel for Movants and  
Proposed Lead Counsel for the Class*

**CERTIFICATE OF SERVICE**

I hereby certify that on March 29, 2016, a copy of the foregoing was filed electronically and served by mail on anyone unable to accept electronic filing. Notice of this filing will be sent by e-mail to all parties by operation of the Court's electronic filing system or by mail to anyone unable to accept electronic filing as indicated on the Notice of Electronic Filing. Parties may access this filing through the Court's CM/ECF System.

/s/ Jennifer Pafiti

Jennifer Pafiti